

The Honorable Tana Lin

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

STATE OF WASHINGTON, et al.,

Plaintiffs,

and

SIERRA CLUB, et al.,

Plaintiff-Intervenors,

v.

U.S. DEPARTMENT OF TRANSPORTATION,
et al.,

Defendants.

Case No. 2:25-cv-00848-TL

**STIPULATED MOTION TO
MODIFY BRIEFING
SCHEDULE AND TO EXTEND
DISCOVERY DEADLINES**

Noted for consideration:
August 1, 2025

STIPULATED MOTION TO
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SCHEDULE
CASE NO. 2:25-cv-00848-TL

Pursuant to Local Civil Rules 7(d)(1), LCR 7(k), and LCR 10(g), and Section III.G of Judge Lin's Standing Order, the parties jointly submit this stipulated motion to modify the briefing schedule for dispositive motions and to extend discovery-related deadlines.

Defendants filed the administrative record on July 7, 2025. Dkt. #115. On July 21, 2025, the Court set a briefing schedule for the Plaintiff States and Defendants, establishing deadlines of August 8, 2025 for filing dispositive cross-motions and August 27, 2025 for responses. Dkt. #119. In the same Order, the Court also extended discovery deadlines, to the extent necessary, until after a ruling on any dispositive motions. *Id.* On July 23, 2025, the Court granted Plaintiff-Intervenors' Motion to Intervene. Dkt. #120.

Plaintiff-Intervenors and Defendants have conferred and agree that Plaintiff-Intervenors' Complaint-in-Intervention (Dkt. #76, Att. 1) presents legal questions that may be resolved through dispositive motions without the need for factual discovery. In addition, all parties have conferred and agree that the existing briefing schedule should be amended to (1) extend the deadlines for initial and responsive filings and (2) incorporate briefing deadlines for Plaintiff-Intervenors. Accordingly, the parties respectfully move the Court to:

1. Extend discovery-related deadlines for Plaintiff Intervenors and Defendants—including the deadlines to meet and confer under Federal Rule of Civil Procedure 26(f), to serve initial disclosures under Rule 26(a)(1), and to file a joint status report and discovery plan—until after the Court has resolved all dispositive motions, to the extent discovery proves necessary.
2. Modify the existing briefing schedule by entering the following deadlines:
 - a. August 19, 2025: Deadline for Plaintiff States and Defendants to file any

dispositive motions

b. August 26, 2025: Deadline for Plaintiff-Intervenors to file any dispositive motions

c. September 23, 2025: Deadline for Plaintiff States' brief in opposition and

Defendants' single combined brief in opposition to any dispositive motions

d. October 1, 2025: Deadline for Plaintiff-Intervenors' combined brief in opposition

to any dispositive motion and reply

A court may modify a schedule for good cause. *See* Fed. R. Civ. P. 16(b)(4). Continuing pretrial dates is within the district court's discretion. *King v. State of California*, 784 F.2d 910, 912 (9th Cir. 1986). All parties agree that the proposed schedule allows for expedited resolution while accommodating the parties' constraints. The parties also agree that the format promotes efficiency by permitting each party to file an initial and a responsive brief, and by enabling Plaintiff-Intervenors to avoid unnecessary repetition of the Plaintiff States' merits arguments. Plaintiff-Intervenors will use best efforts to avoid such duplication. The parties agree that the 8,400-word limitation in LCR 7(e)(3) applies to each brief, except that Defendants' combined brief in opposition to any dispositive motions shall not exceed 10,400 words.

The parties preserve all arguments and defenses; no party waives any argument or defense by entering and filing this joint motion, except as expressly stated above.

A proposed order is filed concurrently with this motion pursuant to LCR 10(g).

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DATED: August 1, 2025

Respectfully submitted,

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